

PUBLIC SERVICE COMMISSION OF SOUTH CAROLINA

CLERK'S OFFICE

NOTICE OF FILING AND HEARING

DOCKET NOS. 2013-118-C & 2001-316-C

**Docket Summary:** Application of TNCI Operating Company, LLC for a Certificate of Public Convenience and Necessity to Provide Local Exchange and Interexchange Telecommunications Services within the State of South Carolina, for Alternative Regulation and Flexible Regulation and for approval of a transfer of certain assets from Trans National Communications International Inc.

**Docket Summary:** Application of Trans National Communications International, Incorporated for a Certificate of Public Convenience and Necessity to Provide Resold Interexchange and Local Exchange Telecommunications Services

TNCI Operating Company LLC ("TNCI-OpCo" or "Applicant") has filed an Application with the Public Service Commission of South Carolina ("the Commission") for a Certificate of Public Convenience and Necessity to Provide Resold and Facilities-Based Local Exchange, Exchange Access and Interexchange Telecommunications Services in the State of South Carolina, for Alternative Regulation, Flexible Regulation, and for Approval of a Transfer of Assets from Trans National Communications International Inc. The Application was filed pursuant to S.C. Code Ann. Section 58-9-280 and the rules and regulations of the Commission. The Applicant also requests, pursuant to S.C. Code Ann. Section 58-9-585 and the general regulatory authority of the Commission, that the Commission regulate its interexchange service offerings in accordance with the principles and procedures established for alternative regulation in Commission Order Nos. 1995-1734 and 1996-55 in Docket No. 1995-661-C, and as modified by Commission Order No. 2001-997 in Docket No. 2000-407-C. Additionally, TNCI-OpCo requests flexible regulation for its local exchange telecommunications services in accordance with procedures authorized in Order No. 1998-165 in Docket No. 1997-467-C.

Regarding the transfer of assets, TNCI-OpCo requests, pursuant to S.C. Code Ann. Section 58-9-310, that the Commission approve the transfer of certain of the assets, including customer accounts and contracts and telecommunications equipment, from Trans National Communications International Inc. (Debtor-In-Possession)("TNCI-DIP") to TNCI-OpCo through a sale pursuant to Section 363 of the United States Bankruptcy Code that was approved by the Bankruptcy Court on March 13, 2013. TNCI-DIP is currently authorized to provide local exchange (including exchange access) and interexchange service in South Carolina pursuant to a Certificate granted in Docket No. 2001-316-C. TNCI-Op-Co does not currently provide telecommunications services or hold any authorizations to do so, but is seeking the same (or more expansive) authorizations as currently held by TNCI-DIP so that TNCI-OpCo can continue to provide the same services as TNCI-DIP's customers currently receive from TNCI-DIP.

A copy of the Applicant's application can be found on the Commission's website at [www.psc.sc.gov](http://www.psc.sc.gov) under Docket Nos. 2013-118-C & 2001-316-C. Additionally, a copy of the application is available from the Company's representative John J. Pringle, Jr., Esquire, Ellis, Lawhorne & Sims, PA, Post Office Box 2285, Columbia, South Carolina 29202.

PLEASE TAKE NOTICE that a hearing on the above matter has been scheduled to begin on **Monday, July 1, 2013, at 10:00 a.m.** before a Hearing Examiner in the Commission's Hearing Room at 101 Executive Center Drive, Saluda Building, Columbia, South Carolina 29210.

PLEASE BE ADVISED that pursuant to S.C. Code Ann. Section 58-9-280, as amended, the Commission will invoke the 120-day period allowed for consideration of this matter.

Any person who wishes to participate in this matter as a party of record with the right of cross-examination, should file a Petition to Intervene in accordance with the Commission's Rules of Practice and Procedure on or before **Thursday, May 10, 2013**, and indicate the amount of time required to address the Commission. For the receipt of future Commission correspondence, please include an email address in the Petition to Intervene. ***Please refer to Docket Nos. 2013- 118-C & 2001-316-C.***

Any person who wishes to testify and present evidence at the hearing should notify, in writing, the Commission; the Office of Regulatory Staff at 1401 Main Street, Suite 900, Columbia, South Carolina 29201; and the Company's representative at the above address, on or before **Thursday, May 10, 2013**, and indicate the amount of time required to address the Commission. ***Please refer to Docket Nos. 2013-118-C & 2001-316-C.***

Direct correspondence to: Public Service Commission of South Carolina  
Attention: Clerk's Office  
Post Office Drawer 11649  
Columbia, SC 29211

Any person who wishes to be notified of any change in the hearing, but does not wish to present testimony or be a party of record, may do so by notifying the Commission, in writing, at the address below on or before **Thursday, May 10, 2013**. *Please refer to Docket Nos. 2013-118-C & 2001-316-C.*

**PLEASE TAKE NOTICE** that any person who wishes to have his or her comments considered as part of the official record of this proceeding **MUST** present such comments in person to the Commission during the hearing.

Persons seeking information about the Commission's procedures should contact the Commission at (803) 896-5100 or visit its website at [www.psc.sc.gov](http://www.psc.sc.gov).

4/9/13

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